App F IX 4

Previous References 1943 Bundle

87-41

File No ~~87-43~~

Serial Nos ~~1-37~~ 1-2

Later References (Vol 81-43 to 184-31 are also included within this Jan 21, 1945

GENERAL AND REVENUE SECRETARIAT

Serial Nos 2 -

Part B for August 1944

SUBJECT

Re: Supply of stoneware by Josiah the Perfect Pottery Co Ltd to Turkey to be used for drainage in Palestine

The Director of P.H.

Ltr no 1221 dated 7 Aug 44

James contains enclosures

7/8/44

From The D P H

No C 81 — 1231 dt 13-12-43

Reports that the perfect potting co[illegible]ge Tabtal[illegible] have, without in the absence of any indent, sent stoneware pipes to Bangalore for the Bangalore city drainage works etc

1) The company is said to have sent the pipes without any indent from the Dept, as it could find some wagons available for booking

2) The report is subject to personal hea[illegible] 18/12/43

3) May engrossed be sent with to the Secy, Govt Director committee for remarks

Law Secy 20/12/43

4) Ag 20/12/43

5) Forwarded with thanks to the Secretary, Govt Purchase committee for favour of remarks

[illegible] 21/12/43 Law Secy

Q O No 171-21-12-43

6) Returned with compliments

This office file relating to the purchase of

SECY LAW DEPT 6023 GOVT OF MYSORE

Stoneware pipes and specials is put up for perusal and return On account of the difficulty in securing wagons and as the request for priority assistance was negatived by the Regional Controller of Railway Priorities, Madras, the firm took advantage of the general booking to Bangalore available at that time and have sent goods without a formal indent Though technically it was not correct to have sent the goods without an indent, the action of the firm in having sent the materials when wagons were available should be appreciated

7) I have instructed the firm that supplies should be made only against indents It must, however, be noted that this contract has been entered into by the Stores Purchase Committee on behalf of Government Departments In the circumstances, whether it would be proper to ask the firm to make supplies against indents from contractors and to receive payment from contractors is for consideration As wagon difficulties are likely to occur always, it would be desirable for the Department to draw up a programme in advance and intimate the firm so as to enable them to make supplies as promptly as possible and in convenient wagon loads I would suggest that indents by the contractors should be obtained by the Department and passed on to the firm and that the Department should arrange to make payments to the firm In a Government contract, it will not be proper to shift the responsibility of payment to a contractor

11) I agree with the suggestion that we may issue necessary instructions accordingly. Sd/- 1-2-45

8) I find from papers since passed on to me that the

D 13373 Stoneware Pipes (1937)

S P C 2]

Stores Purchase Committee Indent No 193 —193

Department have entered into an agreement with the firm about the present supplies and future arrangements I can only say that as the contract has been made through the Stores Purchase Committee such an agreement should have been made in consultation with the Stores Purchase Committee

SEGY LAW DEPT 7320 MYSORE

OFFICE OF THE MINISTER FOR LSG & PH Dt 22 44 No 5026

NOTE—C t be

W 0 8—GP—1—8—38

From the D p H
No C-81 - 15534 dt 17-5-[illegible]
Requests orders on the supply
of stone ware pipes by the
Dept to contractors
for drainage works

16) In this office letter
the D p H was intimated
that whenever a contract is
entered into by the S P C
on behalf of Govt Depts with
any firm for the supply of pipes
required by contractors, then
the Dept should obtain the indents
by the contractors and pass on
to the firm and should also
arrange to make payment
to the firm

17) If the above procedure is
adopted, the D p H states
that it is necessary to
appoint one Store Keeper on
Rs 30-3-45/4 C A S and one
watchman on Rs 15/- in this
behalf and that of articles
are supplied departmentally
The expenditure in respect thereof

N —Ö t l t

carting ~~the pipes~~ the pipes from the Railway station to and shop and other charges on account of breakages etc will have to be borne by the Deptt

18) In the above circumstances the D P H requests orders whether the instructions issued ~~may be~~ as at para 16 supra may be followed

18/5 19) The remarks of the Secretary S P C will be awaited in the matter

Lawsy for 19/5

LAI 11/06 22 AY 1344 GRC

No No 334 dated 23-5-1946 20) Cus 22-5-46

21) Forwarded with compliments to the Secretary, Stores Purchase committee for favour of remarks

Transactions Secretary to Govt. 23/5

by

RB 23/5/44

22) Returned with compliments

If the Department thinks that it could avoid extra charges on account of additional establishment, clearing and transport of materials, etc by asking the contractors to get the pipes from the S P C contractors, the only possible course to be adopted is to pass the indents for pipes to the S P C contractors departmentally and hand over the Railway Receipt to the local pipe-laying contractor for further

D131 Supply of Stone ware Pipes

Continuation Sheet File No. 7255 / 1 of Page

Current No

action The responsibility for payment for supplies may rest with the Department No reference to local contractors can be made in the transactions pertaining to this contract at any stage, as the contract has been entered into by the Stores Purchase Committee on behalf of a Government Department and the Stores Purchase Committee will he held responsible for any violation of the terms of the contract on the part of Government

Secretary Stores Purchase Committee.

3744

3-7

The items furnished by the Secy, S P C will be intimated to the D P H, if approved subject to Ref. items 19 and 20

3/7

Draft letter is put up accordingly

1/8/44

The draft is revised
for
1/8

1/8/m

To,

The D P H
R 1221 9/8
Madras cattle observation

D mca
12/8

M 81-43-18

No C 81 - 1231
Enc 2 copies

OFFICE OF THE
DIRECTOR OF PUBLIC HEALTH
IN MYSORE

Bangalore, dated 10th December 1943

13 SECRETARIAT 13709 14 DEC 1943 L S G BRANCH

To

The Secretary to Government,

Law Department, Bangalore

SECY LAW DEPT

Sir,

Local Indent No 7427 of Stores Purchase Committee, Bangalore and supply of stone-ware pipes to Bangalore City Drainage Division -

**

Read 17/12

I have the honor to state that Messrs The Perfect Pottery Co Ltd Jubbalpur, C P , the accepted contractors for the supply of stoneware pipes during the current year, have sent stoneware pipes to Bangalore because they could find some wagons available for booking, vide copy of the firm's letter dated 6th November 1943 addressed to the Secretary, Stores Purchase Committee, Bangalore enclosed for the information of Government The railway receipts for the articles have been in turn sent by the Secretary, Stores Purchase Committee to the Special Officer, Bangalore City Drainage Division

The goods have been sent without an indent from the Bangalore City Drainage Division merely because the wagons could be secured without any priority There is no stores attached to the Bangalore Drainage Division The pipes are not being supplied departmentally for any of the works But the contractors are directed to use only the pipes and specials approved by the S P C for their works The contractors' tendered rate includes the cost of the pipe and the tendered contractors have enough stock of stoneware pipes for the works in progress The present consignment of pipes sent by the firm will have to be used only for fresh works proposed to be taken up during this year for which tenders have still to be accepted by Government and the successful tenderers have to execute the necessary agreement etc after the tenders are approved The pipes cannot therefore be used at least for a month or two If the pipes are supplied departmentally, the charges for carting from the railway station to the office and thence again from the office to the workspot in addition to the charges on account of wastage, will have to be borne by the Department This will be an unnecessary charge on the Department and will amount to a few hundreds The additional charge will be objectionable in audit The contractors will have to be charged centage for the materials issued to them by the Department, and this will seriously affect their tendered rates for the pipe line work

Under the above circumstances, the firm has been intimated that as the pipes have been sent without indents from the Special Officer, Bangalore City Drainage Division the clearing, stacking charges and other incidental charges for the consignments cleared and stacked, will have to be borne by the firm, and that the firm should make its own arrangements immediately through its agents here to take delivery of the articles and supply the same to the contractors when required by them The Secretary, Stores Purchase

Committee,

Committee, has also been informed

A copy of letter No 309 dated 22nd November 1943 of the Special Officer, addressed to the firm is enclosed for the information of Government

I have the honour to be,
Sir,
Your most obedient servant,

Director of Public Health

JBR

Letter No.309 dated 22nd November 1943 from the Special Officer, City Drainage Division, Bangalore, to M/s The Perfect Pottery Co Ltd , Jubbulpore (C.P)

Re Local Indent No 7427 of Stores Purchase Committee Bangalore and the supply of stoneware pipes to Bangalore City Drainage Division

**

In continuation of this office letter No 300 dated 16-11-1943 and telegram of the 19th instant, I write to state that the pipes have been sent by you without indents from this office contrary to the instructions of the Stores Purchase Committee, Bangalore Consequently, very great inconvenience was felt but the consignments have been cleared and the pipes stacked in this office purely as a matter of concession . Please note that the clearing and stacking charges as well as any other incidental charges would have to be borne by you You may make your own arrangements immediately through your Agent here to take delivery of the articles and supply the same to our contractors when required by them If necessary, you may send your own man to take delivery of the pipes immediately Bills cannot be passed for payment till after they are sold to the contracto under advice from this office

Letter No 9573 dated 6th November 1943 frpm M/s The Perfect Pottery Co Ltd , Jubbulpore, C P

--

Subject - Supply of Stoneware pipes and Fittings

**

This week, we could manage to secure a few wagons for Bangalore without any priority We therefore took advantage of this opportunity to despatch some of the pipes required under your order for Bangalore Thus four wagons have been loaded with 7" diameter pipes and a few gully traps Railway receipts for two wagons along with our Despatch Return are being sent to-day and further Railway Receipts will follow

The wagons have been booked to "self" and endorsed in blank They may therefore be passed on to the Officer for whom the supplies may be meant On hearing from you, his designation and address, we shall submit our bills and send further Railway Receipts to him direct

Assuring you of our best services

Memo No SPC 12184 dated 13th November 1943

Copy together with the Railway Receipts and Despatch Return to the Special Officer, City Drainage Division, Bangalore for kindly taking delivery of the materials immediately

Sd --
Secretary, S P C

" C o p y "

Director of Public Health

JBR

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C F No 46] **GOVERNMENT OF MYSORE** 2433 1

No C 81-1260/41 42 **OFFICE OF** THE DIRECTOR OF PUBLIC HEALTH
Encls one IN MYSORE, BANGALORE

Date 10th January 1944

To The Secretary to Government
Law Department, Bangalore

Sir,

Re Local Indent No 7427 of Stores Purchase Committee and supply of stone-ware pipes to Bangalore City Drainage Division, by Messrs The Perfect Pottery Co , Ltd , Jubbalpore, C P without any indent etc

In continuation of this office letter No C 81-1231 dated 13th December 1943 reporting to Government that the firm has sent, without an indent from the Bangalore City Drainage Division, stone-ware pipes, because the warrons could be secured without any priority, I have the honour to enclose herewith for the information of Government a copy of the conditions agreed to by the Representative of the firm with regard to the disposal of the material involving no liability or responsibility on the part of the Division

I have the honour to be
Sir,
Your most obedient servant,
S Parthasarathy
Director of Public Health

SECRETARY STORES PURCHASE COMMITTEE 28 JAN 1944 13373 BANGALORE

BSR

The previous file in the subject has been referred to the secy, S P C for favour of opinion in the matter which has not yet been returned & pending the receipt of the same will be awaited

For kind of reting the previous file of
Mr 26/1 Secy S P C) for 28/1

Conditions agreed to by Mr C L Agarwalla, Madras, Representative of Perfect Pottery Co , Ltd , Jubbulpore, with regard to the disposal of the stone-ware pipes and gully traps sent to the City Drainage Division, Bangalore

---

1 We agree to pay the carting and clearing charges of Rs 360/- (already paid by the City Drainage Division) on the stone-ware pipes supplied by the Perfect Potteries Ltd , Jubbulpore, without an indent from the Special Officer, City Drainage Division, Bangalore

2 We undertake to appoint our own watchman to look after the safety of the pipes until such time the present stock is used on works The Department will not take any responsibility for any damage or shortage in the pipes stocked in the office yard Further supplies will be made to the various tendered contractors against countersigned indents either directly by the Firm or through one local Agent of Messrs, A T Acharya and Co ,

3 The Department will not be liable to pay for the pipes not broken or damaged during transit from Jubbulpore to Bangalore City

4 The rejected pipes shall be arranged to be carted away from the office yard and shall be replaced by sound ones

5 We accept the figure furnished by the Department for breakages as correct

6 The Railway freight Rs 2,982-15-0 for the pipes shall be paid by us before the end of this month

7 The cost of the present consignment of pipes shall be collected from the various contractors to whom the pipes are sold as and when required

Sd/- B V Vital Murthy
Special Orficer I/C
Bangalore City Drainage Division
Bangalore
Dated 21st December 1943

Sd/- C L Agarwalla
B 17
Perfect Pottery Co , Ltd ,
Madras

'C o p y'

Director of Public Health

Appendix F G —1]

SUBJECT

Section [illegible]
File No 81-43
Serial No 31

Diary No of letter replied to

No 10355

To

The D P H
Mysore

Sir,

With reference to your letter No C 81-1231 of 13-12-43 re the supply of stone-ware pipes by the Perfect Potter Co Ltd Tubbalghat to the Bangalore city drainage division, I am directed to state as follows for the info of the Secy to P C by the Govt of Mysore

Correspondence on the matter

List of enclosures

Copied by

Examined by

The firm have had advantage of the general booking to Bangalore available at that time and have sent goods without a formal indent though [illegible]

Technically it was not correct to have sent the goods without an indent, The action of the firm in having sent the materials when wagons were available should be appreciated. Instructions have been issued to the firm that supplies should be made against indents.

It is observed that this contract has been entered into by the Director General of Supplies & Disposals without As wagon difficulties are likely to occur always, it would be desirable for the Dept Department to draw up a programme in advance & intimate the firm so as to enable them to make supplies as promptly as possible and in convenient wagon loads. Indents by the contractors should be obtained by the Dept and passed on to the firm and the Department should arrange to make payments to the firm As on a govt contract, it will not be proper to shift the responsibility of payment to a contractor

It is further seen that the Dept have since entered into an agreement with the firm about the present supplies & future arrangements As the contract has been made through the S P C, such an agreement should have been made in consultation with the S P C I am to add that the above instructions in connection with supplies to the firm may please be observed.

Yours faithfully,
Sd/- [illegible]
for Secy, Govt of India

No. L 10356-
Copy for information & guidance to:- D 3/4

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

No L 10355 ml81-43-31 Dated Bangalore, 3/4/1944.

FROM

The Secretary to the Government of His Highness the Maharaja of Mysore
Law Department.

To

The Director of Public Health in Mysore,
Bangalore.

Sir,

With reference to your letter No.C.C1-1231 dated 13th December 1943 regarding the supply of stone-ware pipes by the Perfect Pottery Co., Ltd., Jubbalpur, to the Bangalore City Drainage Division, I am directed to state that the Secretary, Stores Purchase Committee who was consulted in the matter is of opinion that the firm took advantage of the general booking to Bangalore available at that time and have sent goods without a formal indent. Though technically it was not correct for the Firm to have sent the goods without an indent, the action of the firm in having sent the materials when wagons were available should be appreciated and instructions have been issued to the firm that supplies should be made only against indents

Government observe that this contract has been entered into by the Stores Purchase Committee on behalf of Government Departments and that it would not be proper to ask the firm to make supplies against indents from contractors and to receive payments from contractors. As wagon difficulties are likely to occur always, it would be desirable for the department to draw up a programme in advance and intimate the firm so as to enable them to make supplies as promptly as possible and in convenient wagon loads. Indents by the contractors should be obtained by the Department and passed on to the firm and the department should arrange to make payments to the firm. In a Government contract, it will not be proper to shift the responsibility of payment to a contractor

It is further seen that the Department have since entered into an agreement with the firm about the present supplies and future arrangements. As the contract has been made through the Stores Purchase Committee, such an agreement should have been made in consultation with the Secretary, Stores Purchase Committee. I am to add that the above

points may be borne in mind in connection with the supplies to be obtained from the above firm.

I have the honor to be,
Sir,
Your most obedient servant,

Sd/- C. Narayanaswamy Naidu,

Secretary to Government,
Law Department.

Memo No. L10356 dt 3-4-1946

Copy of the above is forwarded, with compliments, to the Secretary, Stores Purchase Committee, for information.

By Order,

For Secretary to Government,
Law Department.

No C 81-1534
Encl

GOVERNMENT OF MYSORE
PUBLIC
DEPARTMENT OF/ HEALTH

M 81-44-1 17

DR I PARTHASARATHY L M S B Sc (Mad) L R C P & S (Ed) D T M (Lond) D P H (Camb)
Director of Health

BUREAU OF MATERNITY CHILD AND OTHER WELFARE WORKS
Vani Vilas Centre Vani Vilas Road
Bangalore (S India) dated 16th May 1944 193

17

The Legal Remembrancer & Secretary to Government,
Law Department, Bangalore

GEN & REV SECRETARIAT 7258 17 MAY 1944 L S G BRANCH

SIR,

Supply of stone-ware pipes to be obtained and payment to be made by the Department

With reference to your letter No L 10355/M1 81-43-31 dated 3-4-1944 intimating that indents by the contractors should be obtained by the Department and passed on to the firm and the department should arrange to make payments to the firm,etc , I have the honour to state that if the above procedure is adopted as ordered by Government a store with the marginally staff will be required and the limit up to which stores could be purchased and stocked will have to be fixed

1 Store-Keeper on Rs 30-3-45 + C A Rs 5/-
2 One Watchman on Rs 12/-

In this connection, it is brought to the notice of Government that the present tendered contractors have quoted rates on the basis of the existing procedure If the articles are supplied departmentally the cost of unloading,carting the pipes from the Railway Station to workshop and charges on account of breakages during transit and laying will have to be borne by the department, while the contractors would have to be paid at their tendered rates which are inclusive of all these charges This will be advantageous to the tendered contractors and the Department will have to bear those additional charges

I request you to be so good as to obtain and convey orders

[illegible] of [illegible] in the matter of a very [illegible] dog.

I have the honour to be,

Sir,

Your most obedient servant

[illegible]

Director of Public Health.

tam.

Appendix F G —1]

SUBJECT

3 Corps 19

Section M

File No 81-44

Serial No 2

Diary No of letter replied to

General and Revenue Secretariat

( )

the *194*

Date of issue 7/8/44

Signed by

No L/12218/7/8

To

The D P H

Sir,

With reference to the correspondence ending with your letter No C 81-1534 dt 17-5-44 seeking orders on the supply of stone-ware pipes by the Dept to the contractors of drainage works on the lines suggested in this office letter No L 10355/Mil 81-43-31 dt 3-4-44, I am directed to state that the ~~Secretary S P C who was consulted in the matter~~

List of enclosures

Copied by

Examined by

WD 04161—GPB—60 000—24 10 41

~~was expressed his opinion~~ as follows -

If the Your department thinks that it could avoid extra charges on account of additional establishment, clearing and transport of materials etc, by asking the contractors to get the pipes from S P C contractors departmentally, the only possible course to be adopted is to pass the indents for pipes to the S P C contractors departmentally and hand over the Railway receipt to the local pipe-laying contractors for further action. But the responsibility for payment for supplies will rest with the department. No reference to local contractors can be made in the transactions pertaining to this contract ~~can be made~~ at any stage by the S P C as the contract has been entered into by the Committee ~~S P C~~ on behalf of a govt dept and ~~the S P C~~ it will be held responsible for any violation of the terms of the contract on the part of govt.

In the light of the above facts

I have the honour to be
Sir
Your most obedient servant
R O

L 1222-3 dt 7/8/44.

With letter above is forwarded the letter by the Executive Engineer to Govt for information & necessary action.

for Secy Law to Govt

Pages 1–20